IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 535 OF 2006

Smt. Vithabai Bajirao Bagal ..Petitioner

versus

Somnath D. Bagal & Ors. ..Respondents

Shri S. M. Sabrad for the Petitioner.

CORAM : DR. D.Y.CHANDRACHUD,J.
DATE : 10TH FEBRUARY,2006

P.C. :

. The First Appellate Court has furnished cogent reasons for vacating the interlocutory order of injunction in paragraphs 4, 7 and 8 of the impugned order. Interference of this Court at the interlocutory stage, under Article 227 of the Constitution, is not warranted. Petition is dismissed.

. However, it is clarified that all the contentions of the parties on merits are kept open at the trial. The learned Trial Judge shall dispose of the suit uninfluenced by any of the observations in the impugned order. Subject to the aforesaid, the Petition is dismissed.

(DR. D. Y. CHANDRACHUD, J.)